

Entered - 04/02/01 - sb
CL01L0203 - DIANNE C. MITCHELL

01-*R*-1483

CLAIM OF: **DENISE SANCHEZ,**
through her attorney,
William D. Holman
1355 Peachtree Street
Suite 1000
Atlanta, Georgia 30309

For damages alleged to have been sustained as a result of a vehicular accident on October 9, 2000 at 14th Street and Holly Street.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **DENISE SANCHEZ**, through her attorney, **William D. Holman** the sum of **\$2,000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages alleged to have been sustained as a result of vehicular accident on October 9, 2000 at 14th Street and Holly Street as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: **SUSAN PEASE LANGFORD**
CITY ATTORNEY

BY:


ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0203

Date: September 4, 2001

Claimant /Victim DENISE SANCHEZ
BY: (Atty) William D. Holman
Address: 1355 Peachtree Street, Suite 1000, Atlanta, Georgia 30309
Subrogation: Claim for Property damage \$ Bodily Injury \$ 2,363.67
Date of Notice: 03/21/01 Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 10/09/00 Place: 14th Street and Holly Street
Department Police Division:
Employee involved Robert J. Stack Disciplinary Action: Pending

NATURE OF CLAIM: The driver of the City vehicle attempted a U-Turn in front of the vehicle in which the claimant was riding causing a collision and causing the claimant to be injured in the above amount.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police X Dept Report Other
Traffic citations issued: City Driver X Claimant Driver
Citation disposition: City Driver Claimant Driver

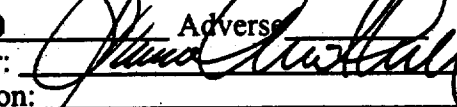
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
Improper Notice More than Six Months Other Damages reasonable
City not involved Offer rejected Compromise settlement X
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent X Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - DIANNE C. MITCHELL

RECOMMENDATION:

Pay \$ 2,000.00 Adverse Account charged: 1A01 X 2J01 2H01
Claims Manager:  Concur/date 09-04-01
Committee Action: Council Action

KENNETH S. NUGENT, P.C.
ATTORNEYS AT LAW

1355 PEACHTREE STREET
THE PEACHTREE, SUITE 1000
ATLANTA, GEORGIA 30309
(404) 875-0900
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MARK G. PITTS
DIERDRA D. JAMES
SYBIL BATES MCCORMACK

Mitchell
03/27/01
De
OFFICES
THROUGHOUT
GEORGIA

*ALSO ADMITTED IN TENNESSEE
♦ ALSO ADMITTED IN ALABAMA

WWW.ATTORNEYKENNUGENT.COM

March 19, 2001

ENTERED - 4-2-01 - SB
01L0203 - DIANNE MITCHELL

MAR 21 2001

City Council
City Hall
55 Trinity Avenue SW
Atlanta, GA 30335

RE: **ANTE LITEM NOTIFICATION**

Clients : Peter Adams & Denise Sanchez
Date/Accident : October 9, 2000
Place of Incident : 14th Street NW & Holly St. NW - Atlanta
Time of Incident : 2:05 a.m.
Our File No. : 220941

Dear City Council Members:

Our firm represents Peter Adams and Denise Sanchez in personal injury claims arising out of the above-referenced incident.

A copy of the police report is enclosed for your reference. You will note that our clients were injured when Atlanta police officer Robert J. Stack made an illegal U-turn in front of Mr. Adams' 1993 Honda Civic, causing a collision. Officer Stack was cited at the scene.

This notice is forwarded pursuant to the requirements and provisions of O.C.G.A. § 36-33-5, the Ante Litem Notice.

Mr. Adams sustained a severe knee injury as a result of the wreck, and Ms. Sanchez has endured headaches, neck and back injuries as a result of the same. Ms. Sanchez has completed her medical treatment, but Mr. Adams remains under the care of a physician.

Additional information will be forwarded upon receipt.

Very truly yours,

KENNETH S. NUGENT, P.C.

Sybil Bates McCormack
Sybil Bates McCormack
Attorney at Law

Encl.: Police Report

01-R-1483

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